

UNITED STATES DISTRICT COURT

for the

Southern District of Ohio

2008 JUL -8 PM 3:20

United States of America)

v.)

Vincent Welch)

Case No: 2:94-CR-17-002

USM No: 18909-039

Date of Previous Judgment: April 24, 1994)

Gordon G. Hobson, Esq.

(Use Date of Last Amended Judgment if Applicable))

Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 262 months is reduced to 210 months.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 39Amended Offense Level: 37Criminal History Category: ICriminal History Category: IPrevious Guideline Range: 262 to 327 monthsAmended Guideline Range: 210 to 262 months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

☒ The reduced sentence is within the amended guideline range.

☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

☐ Other (explain):

III. ADDITIONAL COMMENTS

Despite the government's objections, the Court grants the motion because the Defendant's prison disciplinary record is relatively minor and his work history indicates that he is entitled to a reduction in sentence.

Except as provided above, all provisions of the judgment dated 4/24/95 shall remain in effect.

IT IS SO ORDERED.

Order Date: July 8, 2008

Effective Date: July 18, 2008
(if different from order date)


Judge's signature

Sandra S. Beckwith, Chief Judge
Printed name and title